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7 Attorney for David Darrell Rucker

8 **UNITED STATES DISTRICT COURT**
9 **DISTRICT OF NEVADA**
10

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 DAVID DARRELL RUCKER,
15 Defendant.
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Case No. 2:18-mj-598-GWF

**STIPULATION TO CONTINUE
BENCH TRIAL**
(Fourth Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Nicholas Trutanich,
18 United States Attorney, and Linda Mott, Assistant United States Attorney, counsel
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and
20 Nisha Brooks-Whittington, Assistant Federal Public Defender, counsel for David Darrell
21 Rucker, that the Bench Trial currently scheduled on April 3, 2019 at 9:00 am, be vacated and
22 continued to a date and time convenient to the Court, but no sooner than thirty (30) days.

23 This Stipulation is entered into for the following reasons:

24 1. Mr. Rucker requests additional to determine how he wishes to proceed in his
25 case. Additionally, undersigned counsel is scheduled to start trial in *United States v. Hylton*,
26 Case No. 2:17-CR-086-HDM-NJK on Tuesday, April 2, 2019. The trial is expected to take

1 approximately 4-5 days. As a result, undersigned counsel also requests a continuance to allow
2 her additional time to prepare for trial if Mr. Rucker decides to proceed with a trial.

3 2. Defendant is not incarcerated and does not object to a continuance.

4 3. Additionally, denial of this request for continuance could result in a miscarriage
5 of justice.

6 This is the fourth request for continuance filed herein.

7 DATED this 1st day of April, 2019.

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9 RENE L. VALLADARES
Federal Public Defender

NICHOLAS TRUTANICH
United States Attorney

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11 By /s/ Nisha Brooks-Whittington

By /s/ Linda J. Mott

12 NISHA BROOKS-WHITTINGTON
Assistant Federal Public Defender

LINDA J. MOTT
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 DAVID DARRELL RUCKER,

7 Defendant.
8

Case No. 2:18-mj-598-GWF

ORDER

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10 Based on the Stipulation of counsel and good cause appearing,

11 IT IS THEREFORE ORDERED that the Bench Trial currently scheduled on
12 Wednesday, April 3, 2019 at the hour of 9:00 a.m., be vacated and continued to
13 May 8, 2019 at the hour of 9:00 a. m.

14 DATED this 1st day of April, 2019.

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17 UNITED STATES MAGISTRATE JUDGE
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